

IT IS ORDERED, for the reasons stated in the report and recommendation, which the court adopts and incorporates into its ruling, that the plaintiff's motion for summary judgment [Doc. 11] is **GRANTED**; the defendant Commissioner's motion for summary judgment [Doc. 18] is **DENIED**; and this case is **REMANDED** to the Commissioner.

IT IS SO ORDERED.

ENTER:

s/ Thomas W. Phillips
United States District Judge